



Michigan Certificate of Need

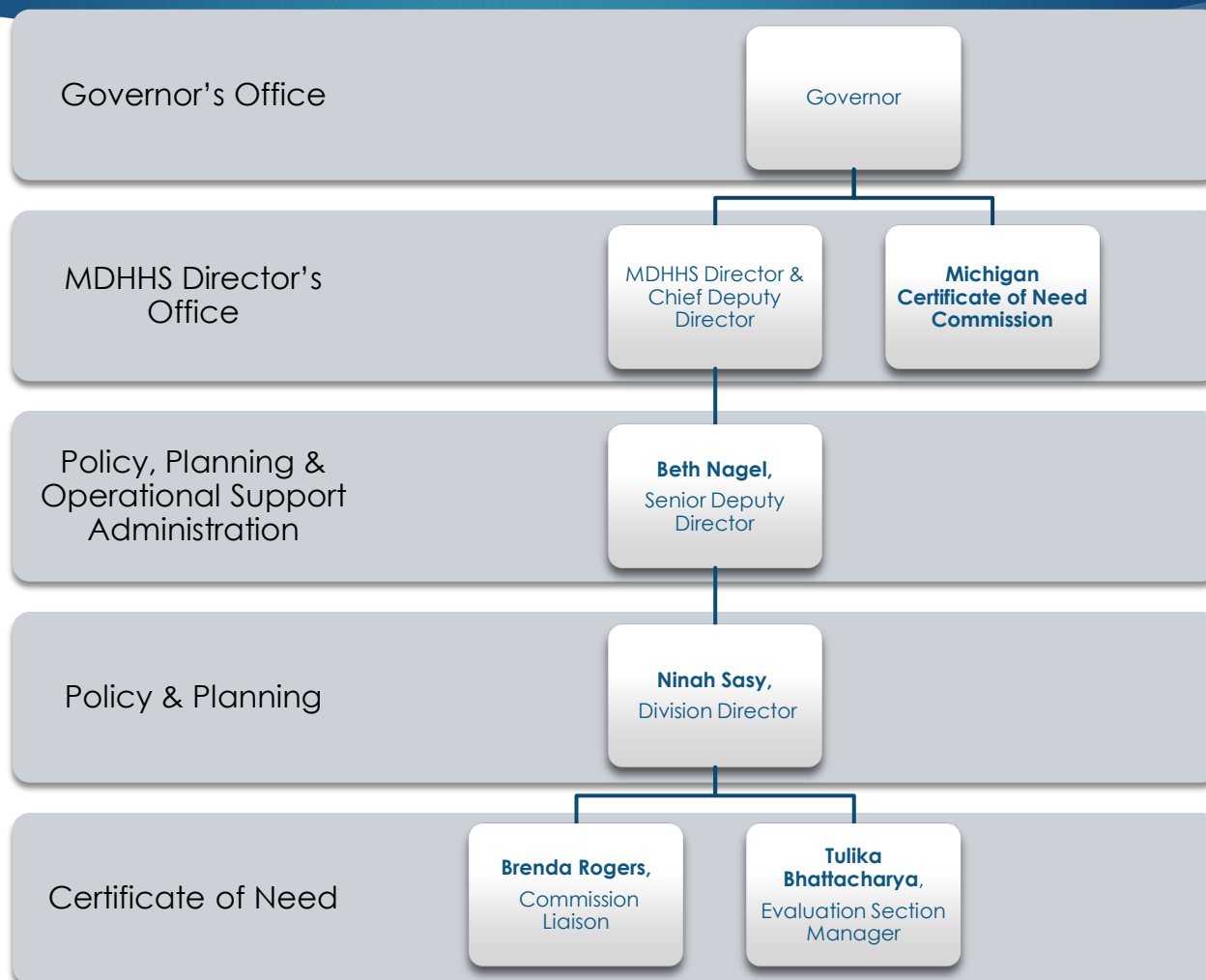
PSYCHIATRIC BEDS AND SERVICES
INFORMAL WORKGROUP

OCTOBER 7, 2021

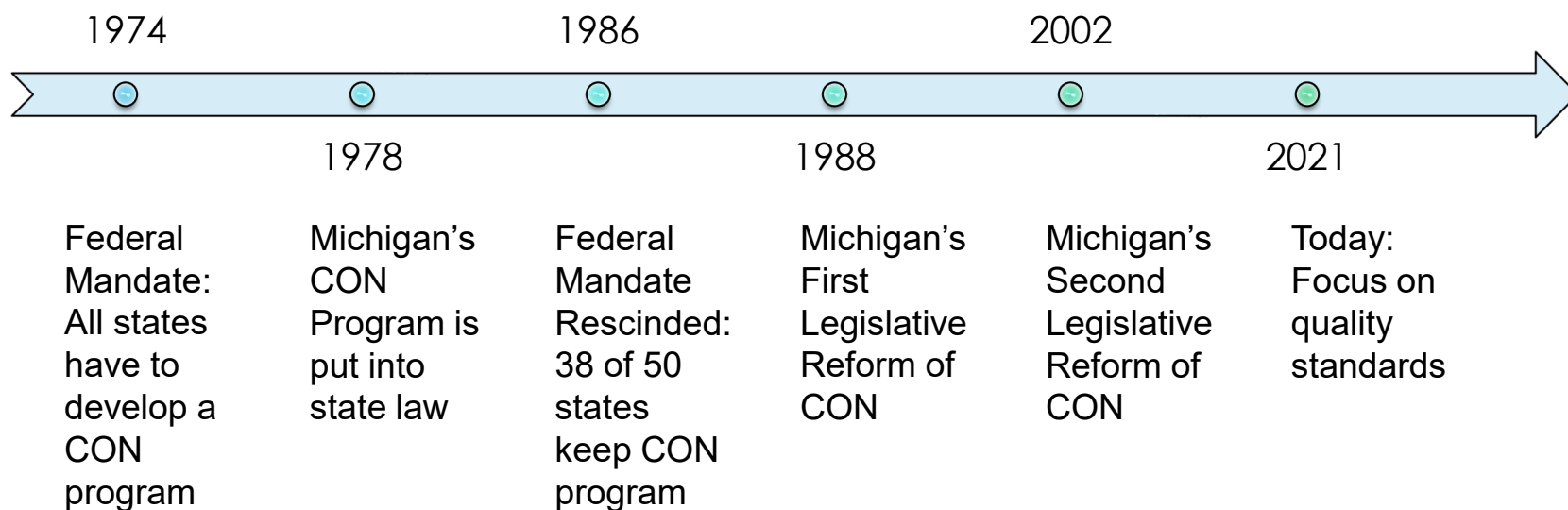
What is Certificate of Need?

- ▶ A health service & equipment regulatory program
- ▶ Created by state law
- ▶ Intended to balance cost, quality and access by ensuring that only needed health services are developed in Michigan
- ▶ Administered by the Michigan Department of Health and Human Services
- ▶ Governor-appointed Commission develops and updates standards

Organization



Michigan Certificate of Need History



What is Certificate of Need?

- ▶ A healthcare provider must apply for a Certificate of Need in order to operate one of the 15 covered clinical services

CON Covered Clinical Services

Air Ambulance Services (helicopters only)	Cardiac Catheterization Services
Computed Tomography (CT) Scanners	Hospital Beds
Magnetic Resonance Imaging (MRI)	Megavoltage Radiation Therapy (MRT)
Neonatal Intensive Care Units (NICU)	Nursing Home Beds
Open Heart Surgery Services	Positron Emission Tomography (PET) Scanners
Psychiatric Beds (Acute Inpatient)	Surgical Services
Transplant Services: Bone Marrow, Heart, Lung & Liver	Urinary Lithotripter Services

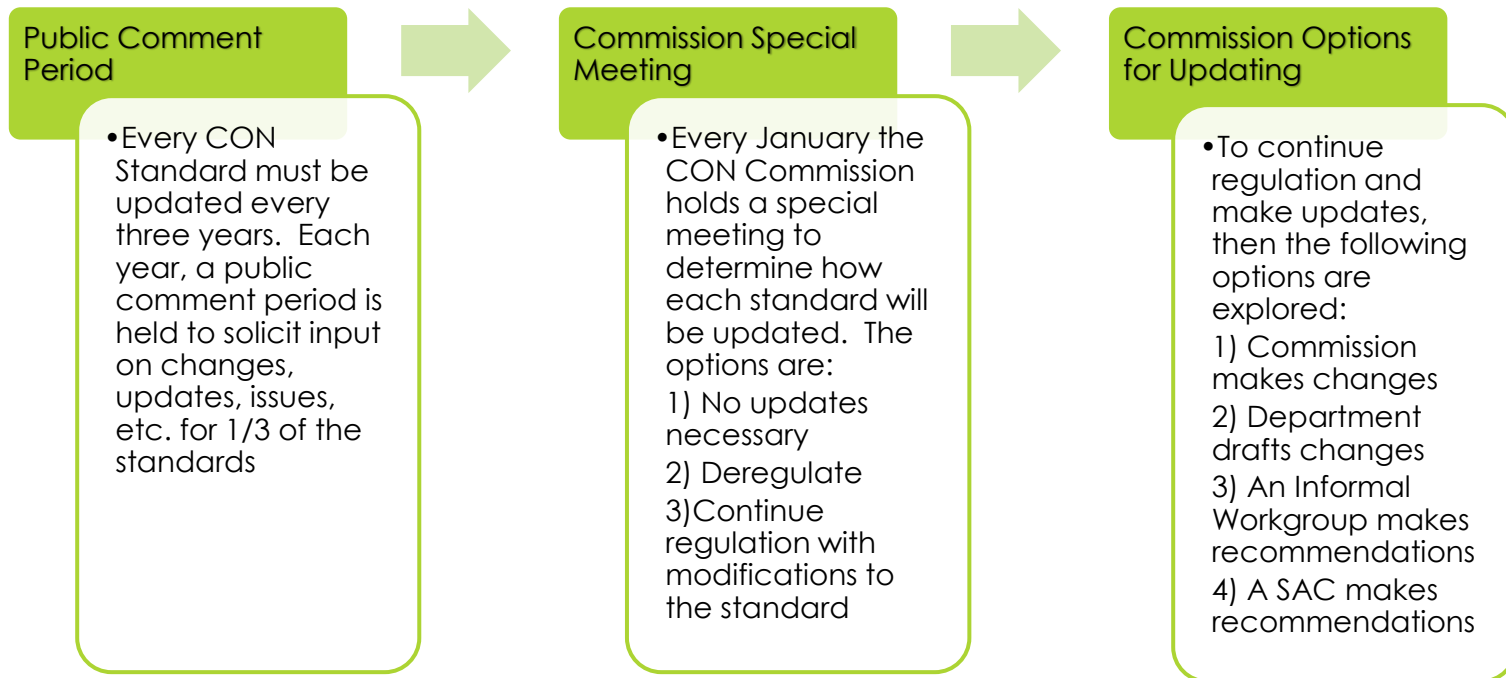
Obtaining a Certificate of Need

- ▶ In order to be approved for a Certificate of Need in Michigan, a provider must:
 - ▶ Meet Michigan CON criteria outlined in the corresponding CON standard
 - ▶ Demonstrate “need” per the corresponding CON Standard
 - ▶ Agree to specific project delivery requirements
 - ▶ Agree to meet specific service volumes
 - ▶ Provide data to MDHHS regularly for the life of the service
 - ▶ Apply for another CON before specific changes are made to the service (relocation, replacement, acquisition, for example)
 - ▶ Understand that a CON can be revoked

The Certificate of Need Standards

- ▶ Created and updated by CON Commission
- ▶ Must be updated at least every three years
- ▶ Are prospective (not retroactive)
- ▶ Contain specific requirements to initiate, replace, acquire, relocate (as necessary)
- ▶ Contain Project Delivery Requirements

CON Standard Update Process



INFORMAL WORKGROUPS

- ▶ Deliver recommendations to the CON Commission based on a specific “Charge”
- ▶ Composition
 - ▶ Anyone that attends may participate
- ▶ No set timeframe to complete work unless set by the Commission
- ▶ All meetings open to the public

**PSYCHIATRIC BEDS AND SERVICES
INFORMAL WORKGROUP CHARGE**

**Approved by the Certificate of Need (CON) Commission Chairperson as Delegated by the CON
Commission on January 28, 2021, on June 17, 2021, and on September 16, 2021**

The Psychiatric Beds and Services Informal Workgroup is charged to review and recommend any necessary changes to the Psychiatric Beds and Services CON Standards regarding the following:

1. Review including special provisions for facilities to care for bariatric patients.
2. Consider language for a Public Health Epidemic.
3. Review allowing telehealth treatment for child/adolescent programs in the project delivery requirements.
4. Review adding restrictions for high occupancy beds, like hospital beds, not allowing relocation of beds for a period of years.
5. Review the comparative review criteria related to Medicaid participation [Section 11(3)(d)] to address unintended inequities caused by the large variation in Medicaid population in the various Health Service Areas (HSA's) developed within the standards.
6. Consider creative ideas for improving access to child/adolescent psychiatric beds.
7. Consider any other technical changes from the Department, e.g., updates or modifications consistent with other CON review standards and the Michigan Public Health Code.

In its deliberations of the above-mentioned charges, the Informal Workgroup shall consider and report on how each recommendation addresses healthcare cost, quality and/or access in Michigan.

Where did the Charge come from?

- ▶ Public Comment Period in October
 - ▶ Acceptance of written comments/testimony by MDHHS on behalf of the Commission
 - ▶ Commission members and MDHHS staff review all of the comments/testimony received
 - ▶ Recommendations offered to the Commission by the Department
- ▶ CON Commission develops and approves the final charge to the workgroup

Informal Workgroup Operations

- ▶ Operates using group consensus unless a decision can't be reached. If voting is necessary, then modified Roberts' Rules are followed. A majority of those in attendance and participating is considered a quorum for voting purposes.
- ▶ The Chair or a designee (workgroup member) appointed by the Chair can run the meeting. The Chair may ask for a volunteer to take meeting notes. There are no formal minutes.
- ▶ Final recommendations are made by the workgroup to the CON Commission. The workgroup chairperson presents a written report and/or final draft language.

Informal Workgroup Recommendations Process

Review Charge and
make a game-plan,
determine needed
resources/data

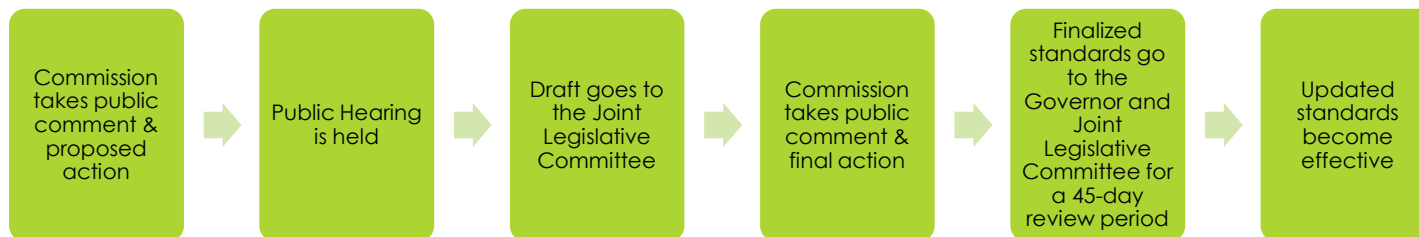
Deliberate – as a
body or in sub-
groups

Vote on
Recommendations
by Consensus

End Product: Report
to the Commission
& Draft Language

After the Informal Workgroup...

- ▶ Recommendations presented to the Commission
- ▶ Commission may:
 - ▶ Accept the Recommendations
 - ▶ Make modifications
 - ▶ Reject the Recommendations
- ▶ If changes to the Standard are to be made, then:





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Assistance Programs

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Keeping Michigan Healthy

Doing Business with MDHHS

Inside MDHHS

Doing Business with MDHHS

Birth, Death, Marriage and Divorce Records

Boards and Commissions

Bridge Card Participation

Child & Adult Provider Payments

Child Care Fund

Child Welfare

Contractor Resources

Community & Faith-Based Programs

Forms & Applications

MIBridges Partners

State Health Assessment

Health Care Providers

Certificate of Need

Civil Monetary Penalty (CMP) Grant Program

Community Mental

MDHHS / DOING BUSINESS WITH MDHHS / HEALTH CARE PROVIDERS / CERTIFICATE OF NEED

What's New

- Capital Expenditure Threshold for 2021
- Instructions for using e-Serve with Internet Explorer 10

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- 2020 Michigan CON Meetings
- 2021 Michigan CON Meetings
- 2021 Commission Minutes, Public Testimony, and Transcripts
- 2020 Commission Minutes, Public Testimony, and Transcripts
- Meetings, Minutes, Public Testimony, and Audio by Calendar Year
- Commission Overview and Members
- Standard Advisory Committees (SAC)
- Informal Workgroups
- New Medical Technology Advisory Committee (NEWTAC)
- Resource Documents





Doing Business with MDHHS

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Community Mental Health Services

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Informal Workgroups

About CON Informal Workgroups: Pursuant to MCL 333.22215, the CON Commission may form a Standard Advisory Committee or determine other ways to get input in the form of professional and technical assistance or advice. Often in these circumstances, the CON Commission will decide to form a workgroup to address specific issues in any one of the [CON Review Standards](#). The workgroups are informal, meaning that the workgroup proceedings are open to the public and anyone can participate in the discussion. A workgroup chair is selected and a detailed workgroup charge is created by the CON Commission, often these tasks are delegated to the Chair of the CON Commission. The workgroup chair will provide the CON Commission with updates on the workgroup's progress and will present the final recommendations back to the CON Commission.

Psychiatric Bed Workgroup

[Charge](#)

Scheduled Meetings:

- 10.7.21
- 11.4.21
- 12.2.21
- 1.6.22
- 2.3.22
- 3.3.22
- 4.7.22

Please see the [2021 Michigan CON Meetings](#) for additional meeting details & information

Magnetic Resonance Imaging (MRI) Workgroup

[Charge](#)

Scheduled Meetings:

- 8.19.21 - [Agenda](#)
- 9.23.21 - [Agenda](#)
- 10.21.21
- 11.18.21
- 12.16.21
- 1.13.22
- 2.17.22

Please see the [2021 Michigan CON Meetings](#) for additional meeting details & informatio

Related Content

- [Standard Advisory Committees \(SAC\)](#)
- [2021 Michigan CON Meetings](#)
- [2021 Commission Minutes, Public Testimony, and Transcripts](#)
- [Resource Documents](#)
- [New Medical Technology Advisory Committee \(NEWTAC\)](#)
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